

ORDINANCE NO. 155-18

BY: **BRIAN BROCHETTI**
(By Request – Treasurer)

AN ORDINANCE TO AMEND SECTION 184.24 “PENALTIES AND INTEREST” OF CHAPTER 184 “MUNICIPAL INCOME TAX” AND SECTION 185.052 “DISHONORED CHECKS” OF CHAPTER 185 “GENERAL FEE SCHEDULE” OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That a portion of Section 184.24 “Penalties and Interest” of Chapter 184 “Municipal Income Tax” of the Codified Ordinances of the City of Parma, which presently reads as follows:

“184.24 PENALTIES AND INTEREST.

...

- (i) Whenever a taxpayer tenders a check in payment of any amount due under this chapter, or any portion that is due, which check is subsequently dishonored for any reason, and such taxpayer either fails, upon notice from the Tax Administrator, to discharge by payment or satisfaction within ten days after receipt of the notice, or has previously presented a check for payment of any amount owed under this chapter which was subsequently dishonored, the Tax Administrator shall charge the taxpayer a fee of twenty-five dollars (\$25.00).
- (j) Any amount authorized by this section shall be collected by assessment in the same manner as the tax authorized by this chapter.”

is hereby amended to read as follows:

“184.24 ~~PENALTIES AND INTEREST~~ **FEES AND STOP PAYMENT FEES.**

...

- (i) Whenever a taxpayer tenders a check in payment of any amount due under this chapter, or any portion that is due, which check is subsequently dishonored for any reason, and such taxpayer either fails, upon notice from the Tax Administrator, to discharge by payment or satisfaction within ten days after receipt of the notice, or has previously presented a check for payment of any amount owed under this chapter which was subsequently dishonored, the Tax Administrator shall charge the taxpayer a fee of twenty-five dollars (\$25.00).
- (j) WHENEVER A STOP-PAYMENT FEE OR ANY OTHER TYPE OF BANK FEE IS TENDERED TO THE CITY ON BEHALF OF A TAXPAYER, THE TREASURER SHALL CHARGE THE TAXPAYER THE FULL AMOUNT OF THE FEE.**
- (k)** Any amount authorized by this section shall be collected by assessment in the same manner as the tax authorized by this chapter.”

Section 2. That a portion of Section 185.052 “Dishonored Checks” of Chapter 185 “General Fee Schedule” of the Codified Ordinances of the City of Parma, which presently read as follows:

“185.052 DISHONORED CHECKS.

Whenever a fee is paid by the tendering of a check, and the check is subsequently dishonored for any reason, whoever fails, upon notice from the Administrator, to discharge such fee by payment or satisfaction within ten days after receipt of such notice, shall be charged a fee of twenty-five dollars (\$25.00) by the Administrator.

is hereby amended to read as follows:

“185.052 ~~DISHONORED CHECKS~~ BANK FEES.

(A) DISHONORED CHECKS.

Whenever a fee is paid by the tendering of a check, and the check is subsequently dishonored for any reason, whoever fails, upon notice from the Administrator, to discharge such fee by payment or satisfaction within ten days after receipt of such notice, shall be charged a fee of twenty-five dollars (\$25.00) by the Administrator.

(B) STOP-PAYMENT AND OTHER BANK FEES.

WHENEVER A STOP-PAYMENT FEE OR ANY OTHER TYPE OF BANK FEE IS TENDERED TO THE CITY ON BEHALF OF A PERSON FOR ANY REASON, THE TREASURER SHALL CHARGE SUCH PERSON THE AMOUNT OF SAID FEE.”

Section 3. That only that portion of Section 184.24 “Penalties and Interest” of Chapter 184 “Municipal Income Tax” and Section 185.052 “Dishonored Checks” of Chapter 185 “General Fee Schedule” of the Codified Ordinances of the City of Parma, as they existed heretofore, are hereby repealed.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to make these amendments in the near future in the Codified Ordinances of the City of Parma, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____ PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____ MAYOR, CITY OF PARMA, OHIO